

OPIE DOCKET NO.: MSFT-0314/164088.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of:
Yoram Yaacovi

Serial No.: 09/909,673

Filing Date: July 20, 2001

For: REDISTRIBUTION OF RIGHTS-MANAGED CONTENT

PATENT

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AUG 16 2001

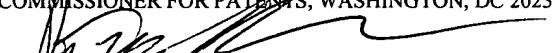
OFFICE OF PETITIONS

Group Art Unit: not assigned

Examiner: not assigned

DATE OF DEPOSIT: 8-13-01

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Peter M. Ullman
Registration No. 43,963

BOX DAC

Assistant Commissioner for Patents
Washington DC 20231

**PETITION TO ACCORD CORRESPONDENCE FILING DATE
SHOWN ON EXPRESS MAIL LABEL "DATE-IN" (37 C.F.R. § 1.10 (c))**

1. This is a petition to accord the correspondence in the above-identified

application
 patent

the "date-in" of July 20, 2001 shown on the Express Mail label No. **EL650276013US**.

It is respectfully contended that the date of July 19, 2001 accorded this correspondence by the PTO is incorrect.

2. Submitted herewith is the statement of Peter M. Ullman, Esquire as to when the discrepancy was discovered and establishing that this petition is being filed promptly thereafter. [37 C.F.R. 1.10(c)(1)].

Adjustment date: 08/29/2001 AKELLEY
08/16/2001 GTEFFERA 00000004 09909673
01 FC:122 -130.00 OP

08/16/2001 GTEFFERA 00000004 09909673

01 FC:122 130.00 OP

Ref: 0013320800 CR
Ref: 0013320801 PKET11, Ref: 0013320801
Name/Address: Peter M. Ullman
Date: 08/16/2001

3. Attached is a true copy of the Patent Application Transmittal Letter that was mailed as Express Mail Label No. **EL650276013US** on **July 20, 2001** and that the number of the Express Mail was placed thereon prior to mailing. [37 C.F.R. 1.10(c)(2)].

4. Attached is a true copy of the "Express Mail" mailing label showing the "date-in" of **July 20, 2001** 37 C.F.R. §1.10 (c) (3).

5. Other: Post card stamped by the U.S. Patent and Trademark Office and copy of Shipment History from U.S. Postal Service Website..

6. The petition fee (37 C.F.R. 1.17(h)) is paid as follows:

- Enclosed please find a check in the amount of **\$130.00**.
- Please charge Deposit Account No. 23-3050 in the amount of **\$130.00**.
- Please charge Deposit Account No. 23-3050 for any fee deficiency, or credit this account for any overpayment for this petition.

REQUEST FOR REFUND OF PETITION FEE

- As no defect exists in applicant's previous submission, a refund of the petition fee submitted herewith is respectfully requested. Please make refund by crediting Deposit Account No. 23-3050

Date: 8-13-01



Peter M. Ullman
Registration No. 43,963

Woodcock Washburn Kurtz
Mackiewicz & Norris LLP
One Liberty Place - 46th Floor
Philadelphia PA 19103

DOCKET NO.: MSFT-0314/164088.1

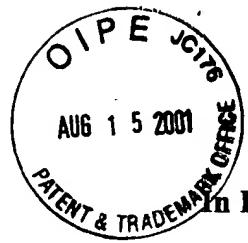
- 3 -

PATENT

Telephone: (215) 568-3100

Facsimile: (215) 568-3439

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Yoram Yaacovi

Serial No.: Not yet assigned

Group Art Unit: Not yet assigned

Filing Date: Herewith

Examiner: Not yet assigned

For: REDISTRIBUTION OF RIGHTS-MANAGED CONTENT

EXPRESS MAIL LABEL NO: EL650276013US

DATE OF DEPOSIT: July 20, 2001

Box Patent Application
 Provisional Design

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Washington DC 20231

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OFFICE OF PETITIONS

Sir:

PATENT APPLICATION TRANSMITTAL LETTER

Transmitted herewith for filing, please find

 A Utility Patent Application under 37 C.F.R. 1.53(b).

It is a continuing application, as follows:

 continuation divisional continuation-in-part of prior application number
____/_____. A Provisional Patent Application under 37 C.F.R. 1.53(c). A Design Patent Application (submitted in duplicate). Request for Nonpublication. The invention(s) disclosed in the present application filed herewith has not and will not be the subject of an application filed in another

country, or under a multilateral international agreement, that requires publication of applications 18 months after filing. Thus, pursuant to 35 U.S.C. §122(b)(2)(B)(i), Applicant(s) request that the above-identified patent application not be published.

Including the following:

- Provisional Application Cover Sheet.
- New or Revised Specification, including pages 1 to 33 containing:
 - Specification
 - Claims
 - Abstract
 - Substitute Specification, including Claims and Abstract.
- The present application is a continuation application of Application No. _____ filed _____. The present application includes the Specification of the parent application which has been revised in accordance with the amendments filed in the parent application. Since none of those amendments incorporate new matter into the parent application, the present revised Specification also does not include new matter.
- The present application is a continuation application of Application No. _____ filed _____, which in turn is a continuation-in-part of Application No. _____ filed _____. The present application includes the Specification of the parent application which has been revised in accordance with the amendments filed in the parent application. Although the amendments in the parent C-I-P application may have incorporated new matter, since those are the only revisions included in the present application, the present application includes no new matter in relation to the parent application.
- A copy of earlier application Serial No. _____ Filed _____, including Specification, Claims and Abstract (pages 1 - @@), to which no new matter has been added TOGETHER WITH a copy of the executed oath or declaration for such

earlier application and all drawings and appendices. Such earlier application is hereby incorporated into the present application by reference.

Please enter the following amendment to the Specification under the Cross-Reference to Related Applications section (or create such a section) : "This Application:

is a continuation of is a divisional of claims benefit of U.S. provisional Application Serial No. _____ filed _____

Signed Statement attached deleting inventor(s) named in the prior application.

A Preliminary Amendment.

5 Sheets of Formal Drawings.

Drawing view to publish: Figure 4.

Petition to Accept Photographic Drawings.

Petition Fee

An Executed Unexecuted Declaration or Oath and Power of Attorney.

An Associate Power of Attorney.

An Executed Copy of Executed Assignment of the Invention to Microsoft Corporation

A Recordation Form Cover Sheet.

Recordation Fee - \$40.00.

The prior application is assigned of record to _____

Priority is claimed under 35 U.S.C. § 119 of Patent Application No. _____

filed _____ in _____ (country).

- A Certified Copy of each of the above applications for which priority is claimed:
 - is enclosed.
 - has been filed in prior application Serial No. _____ filed _____.
- Please enter the following amendment to the first sentence of the specification (or create such a sentence): "This application claims benefit of international application No. _____, which was published under PCT Article 21(2) in English."
- Applicant(s) by its/their undersigned attorney, claims small entity status under 37 C.F.R. §1.27 as:
 - an Independent Inventor
 - a Small Business Concern
 - a Nonprofit Organization.
- Diskette Containing DNA/Amino Acid Sequence Information.
- Statement to Support Submission of DNA/Amino Acid Sequence Information.
- Sequence listing consisting of pages _____.
- The computer readable form in this application _____, is identical with that filed in Application Serial Number _____, filed _____. In accordance with 37 CFR 1.821(e), please use the first-filed, last-filed or only computer readable form filed in that application as the computer readable form for the instant application. It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the computer readable form that will be used for the instant application. A paper copy of the Sequence Listing is included in the originally-filed specification of the instant application, included in a separately filed preliminary amendment for incorporation into the specification.

- Information Disclosure Statement.
 - Attached Form 1449.
 - Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.
- A copy of Petition for Extension of Time as filed in the prior case.
- Appended Material as follows: _____
- Return Receipt Postcard (should be specifically itemized).
- Other as follows: _____

FEE CALCULATION:

Cancel in this application original claims _____ of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

	SMALL ENTITY		NOT SMALL ENTITY	
	RATE	Fee	RATE	Fee
PROVISIONAL APPLICATION	\$75.00	\$	\$150.00	\$
DESIGN APPLICATION	\$160.00	\$	\$320.00	\$
UTILITY APPLICATIONS BASE FEE	\$355.00	\$	\$710.00	\$710.00
UTILITY APPLICATION; ALL CLAIMS CALCULATED AFTER ENTRY OF ALL AMENDMENTS				
	No. Filed	No. Extra		
TOTAL CLAIMS	46 - 20 =	26	\$9 each	\$18 each
INDEP. CLAIMS	6 - 3 =	3	\$40 each	\$80 each
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM	\$135	\$	\$270	\$
ADDITIONAL FILING FEE				
TOTAL FILING FEE DUE		\$		\$1,418.00

A Check is enclosed in the amount of \$ 1,418.00.

The Commissioner is authorized to charge payment of the following fees and to refund any overpayment associated with this communication or during the pendency of this application to deposit account 23-3050. This sheet is provided in duplicate.

The foregoing amount due.

Any additional filing fees required, including fees for the presentation of extra claims under 37 C.F.R. 1.16.

Any additional patent application processing fees under 37 C.F.R. 1.17 or 1.20(d).

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OFFICE OF PETITIONS

The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to deposit account 23-3050. This sheet is provided in duplicate.

SHOULD ANY DEFICIENCIES APPEAR with respect to this application, including deficiencies in payment of fees, missing parts of the application or otherwise, the United States Patent and Trademark Office is respectfully requested to promptly notify the undersigned.

Date: July 20, 2001



Peter M. Ullman
Registration No. 43,963

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Mackiewicz & Norris LLP
One Liberty Place - 46th Floor
Philadelphia PA 19103
Telephone: (215) 568-3100
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PMU:jgallagher

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Paper: Patent Application Transmittal Letter (in dup. with express mail label no. EL650276013US); patent application (pp. 1-33 including specification, claims and abstract); 5 sheets of formal drawings (Figs. 1, 2, 3, 4, 5); executed Declaration and Power of Attorney; executed Assignment with Recordation Form Cover Sheet and check in the amount of \$40.00; executed Associate Power and check in the amount of \$1,418.00.

Applicant(s) : Yoram Yaacovi

Title: Redistribution of Rights-Managed Content

Serial No.: Not yet assigned

Filed: Herewith

Docket No.: MSFT-0314/164088.1

Date Sent: July 20, 2001

SPR/PMU/JHG PMU:jgallagher

7-19-01
09/909673
U.S. PRO
7-19-01

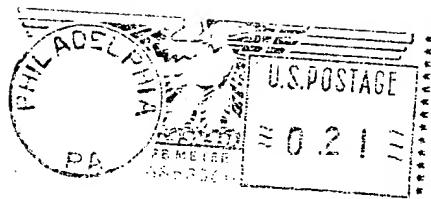


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- NOTICE LEFT, July 21, 7:16 am, WASHINGTON DC 20231
- ARRIVAL AT UNIT, July 21, 2:06 am, 20096
- ACCEPTANCE, July 20, 5:21 pm, PHILADELPHIA PA 19102

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DOCKET NO.: MSFT-0314/164088.1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

O I P E JCT 16
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PATENT & TRADEMARK OFFICE
Re Application of:

Yoram Yaacovi

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AUG 16 2001

Serial No.: 09/909,673

Group Art Unit: not assigned

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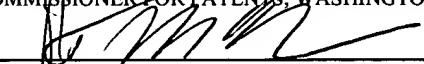
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Peter M. Ullman
Registration No. 43,963

BOX DAC

Assistant Commissioner for Patents
Washington DC 20231

STATEMENT ATTESTING TO FACTS AS TO WHEN
DISCREPANCY BETWEEN FILING DATE ACCORDED BY PATENT
OFFICE AND DATE-IN ON EXPRESS MAIL LABEL WAS DISCOVERED

On July 20, 2001, the above-identified patent application was filed with the United States Patent Office in accordance with the "Filing of Correspondence Procedure by Express Mail" set forth in 37 C.F.R. §1.10 and as evidenced by the enclosed Express Mail Label No. EL650276013US. Applicant's undersigned attorney received the returned postcard enclosed with this application on July 31, 2001 bearing the Patent Office's mail room stamp, the accorded filing date and serial number of the above-identified application. Upon receipt thereof, Applicant's attorney noticed that there was a discrepancy between the Express Mail Label date-in of July 20, 2001 and the Patent Office's mail room stamp according this application a filing date of July 19, 2001.

In light of the foregoing and the evidentiary documentation attached herewith, Applicant respectfully requests that the Patent Office accord this application the correct filing date of **July 20, 2001**.

Date: 8-13-01



Peter M. Ullman
Registration No. 43,963

Woodcock Washburn Kurtz
Mackiewicz & Norris LLP
One Liberty Place - 46th Floor
Philadelphia PA 19103
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Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND

1 Date of Request: 8/23/01 2 Serial/Patent # 09/909,643

3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT
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SIGNATURE: Kenya McLaughlin PHONE: 305-0010

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APPROVED:

Olivia Kelley

DATE:

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